

**CIVIL COVER SHEET**

The JS-CAND 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

**I. (a) PLAINTIFFS**

REBECCA MAKKAI, JASON REYNOLDS, Individually and on behalf of all others similarly situated;

**(b) County of Residence of First Listed Plaintiff  
(EXCEPT IN U.S. PLAINTIFF CASES)**

Lake County, Illinois

**(c) Attorneys (Firm Name, Address, and Telephone Number)**

Amy Keller, Nada Djordjevic, James A. Ulwick (Dicello Levitt, 10 N. Dearborn, Chicago, IL 60602; 312-214-7900).  
David A. Strate (Dicello Levitt, 485 Lexington Ave., #1001, NY, NY 10017; 646-933-1000) Brian O'Mara (Dicello Levitt, 4747 Executive Dr. San Diego, CA 92121, 619-923-3939) Brian L. Clobes (Cafferty Clobes, 205 N. Monroe St., Media, PA 19063; 215-864-2800)

**DEFENDANTS**

DATABRICKS, INC., a Delaware corporation; and MOSAIC ML, INC., a Delaware corporation

**County of Residence of First Listed Defendant  
(IN U.S. PLAINTIFF CASES ONLY)**

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

**II. BASIS OF JURISDICTION** (Place an "X" in One Box Only)

- |  |   |
|--|---|
| <input type="checkbox"/> 1 U.S. Government Plaintiff | <input checked="" type="checkbox"/> 3 Federal Question<br>(U.S. Government Not a Party) |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input type="checkbox"/> 4 Diversity<br>(Indicate Citizenship of Parties in Item III)   |

**III. CITIZENSHIP OF PRINCIPAL PARTIES** (Place an "X" in One Box for Plaintiff and One Box for Defendant)

| PTF                                     | DEF                        | PTF   | DEF                        |
|---|----------------------------|---|----------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 |

**IV. NATURE OF SUIT** (Place an "X" in One Box Only)

| CONTRACT  | TORTS                                    | FORFEITURE/PENALTY  | BANKRUPTCY  | OTHER STATUTES   |
|---|--|---|---|--|
| 110 Insurance   | <b>PERSONAL INJURY</b>                   | <b>PERSONAL INJURY</b>  | 625 Drug Related Seizure of Property 21 USC § 881 | 375 False Claims Act   |
| 120 Marine  | 310 Airplane                             | 365 Personal Injury – Product Liability                           | 422 Appeal 28 USC § 158                           | 376 Qui Tam (31 USC § 3729(a))                                       |
| 130 Miller Act  | 315 Airplane Product Liability           | 367 Health Care/ Pharmaceutical Personal Injury Product Liability | 423 Withdrawal 28 USC § 157                       | 400 State Reapportionment  |
| 140 Negotiable Instrument                                   | 320 Assault, Libel & Slander             | 330 Federal Employers' Liability                                  | <b>LABOR</b>                                      | 410 Antitrust  |
| 150 Recovery of Overpayment Of Veteran's Benefits           | 340 Marine                               | 368 Asbestos Personal Injury Product Liability                    | 820 Copyrights                                    | 430 Banks and Banking  |
| 151 Medicare Act  | 345 Marine Product Liability             | <b>PERSONAL PROPERTY</b>  | 720 Labor/Management Relations                    | 450 Commerce   |
| 152 Recovery of Defaulted Student Loans (Excludes Veterans) | 350 Motor Vehicle                        | 370 Other Fraud   | 740 Railway Labor Act                             | 460 Deportation  |
| 153 Recovery of Overpayment of Veteran's Benefits           | 355 Motor Vehicle Product Liability      | 371 Truth in Lending  | 751 Family and Medical Leave Act                  | 470 Racketeer Influenced & Corrupt Organizations                     |
| 160 Stockholders' Suits                                     | 360 Other Personal Injury                | 380 Other Personal Property Damage                                | 790 Other Labor Litigation                        | 480 Consumer Credit  |
| 190 Other Contract  | 362 Personal Injury -Medical Malpractice | 385 Property Damage Product Liability                             | 791 Employee Retirement Income Security Act       | 485 Telephone Consumer Protection Act                                |
| 195 Contract Product Liability                              | <b>CIVIL RIGHTS</b>                      | <b>PRISONER PETITIONS</b>   | <b>SOCIAL SECURITY</b>                            | 490 Cable/Sat TV   |
| 196 Franchise   | 440 Other Civil Rights                   | <b>HABEAS CORPUS</b>  | 861 HIA (1395ff)                                  | 850 Securities/Commodities/ Exchange                                 |
| <b>REAL PROPERTY</b>  | 441 Voting                               | 463 Alien Detainee  | 862 Black Lung (923)                              | 890 Other Statutory Actions  |
| 210 Land Condemnation                                       | 442 Employment                           | 510 Motions to Vacate Sentence                                    | 863 DIWC/DIWW (405(g))                            | 891 Agricultural Acts  |
| 220 Foreclosure   | 443 Housing/ Accommodations              | 530 General   | 864 SSID Title XVI                                | 893 Environmental Matters  |
| 230 Rent Lease & Ejectment                                  | 445 Amer. w/Disabilities– Employment     | 535 Death Penalty   | 865 RSI (405(g))                                  | 895 Freedom of Information Act                                       |
| 240 Torts to Land   | 446 Amer. w/Disabilities–Other           | <b>OTHER</b>  | <b>FEDERAL TAX SUITS</b>                          | 896 Arbitration  |
| 245 Tort Product Liability                                  | 448 Education                            | 540 Mandamus & Other  | 870 Taxes (U.S. Plaintiff or Defendant)           | 899 Administrative Procedure Act/Review or Appeal of Agency Decision |
| 290 All Other Real Property                                 |  | 550 Civil Rights  | 871 IRS–Third Party 26 USC § 7609                 | 950 Constitutionality of State Statutes                              |
|   |  | 555 Prison Condition  |   |  |
|   |  | 560 Civil Detainee– Conditions of Confinement                     |   |  |

**V. ORIGIN** (Place an "X" in One Box Only)

- |   |   |  |   |  |  |   |
|---|---|--|---|--|--|---|
| <input checked="" type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from Another District (specify) _____ | <input type="checkbox"/> 6 Multidistrict Litigation–Transfer | <input type="checkbox"/> 8 Multidistrict Litigation–Direct File |
|---|---|--|---|--|--|---|

**VI. CAUSE OF ACTION** Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

Copyright Act (17 U.S.C. § 501)

Brief description of cause:

Class action for copyright infringement

**VII. REQUESTED IN COMPLAINT:**  CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, Fed. R. Civ. P.

DEMAND \$ \_\_\_\_\_

CHECK YES only if demanded in complaint:  
**JURY DEMAND:**  Yes  No

**VIII. RELATED CASE(S), IF ANY** (See instructions):

JUDGE Judge Charles R. Breyer

DOCKET NUMBER

3:2024-cv-01451

**IX. DIVISIONAL ASSIGNMENT (Civil Local Rule 3-2)**

(Place an "X" in One Box Only)

SAN FRANCISCO/OAKLAND

SAN JOSE

EUREKA-MCKINLEYVILLE

DATE 05/02/2024

SIGNATURE OF ATTORNEY OF RECORD

/s/ Brian O'Mara